

# HOUSE BILL No. 1028

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 33-19-2-6; IC 33-19-3-8.

**Synopsis:** Payment of court costs. Indicates that juror and witness expenses incurred in a criminal proceeding are chargeable to the defendant (unless the defendant is indigent or is acquitted or the information is dismissed) and in a civil proceeding are chargeable to a losing party (unless the losing party is a governmental entity).

**Effective:** July 1, 1999.

**Ripley**

January 6, 1999, read first time and referred to Committee on Ways and Means.



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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## HOUSE BILL No. 1028

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A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 33-19-2-6 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 1999]: **Sec. 6. The court costs that are chargeable in a criminal**  
4 **action include the following:**

5           (1) **Witness fees.**

6           (2) **Jury fees.**

7           (3) **Supplemental jury fees.**

8           (4) **Reimbursement for travel expenses and other expenses**  
9 **actually incurred in connection with the duties of a juror or**  
10 **witness. However, the amount chargeable may not exceed the**  
11 **maximum amount allowed under the state travel policies and**  
12 **procedures established by the Indiana department of**  
13 **administration and approved by the budget agency for state**  
14 **employees.**

15 **Notwithstanding IC 33-19-1-3, if costs are paid for a defendant by**  
16 **the state under section 4 of this chapter, the clerk shall forward**

1999

IN 1028—LS 6039/DI 51+



1 costs collected from the defendant to the state for deposit in the  
2 state general fund.

3 SECTION 2. IC 33-19-3-8 IS ADDED TO THE INDIANA CODE  
4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
5 1, 1999]: **Sec. 8. The court costs that are chargeable in a civil action**  
6 **include the following:**

7 (1) Witness fees.

8 (2) Jury fees.

9 (3) Supplemental jury fees.

10 (4) Reimbursement for travel expenses and other expenses  
11 actually incurred in connection with the duties of a juror or  
12 witness. However, the amount chargeable may not exceed the  
13 maximum amount allowed under the state travel policies and  
14 procedures established by the Indiana department of  
15 administration and approved by the budget agency for state  
16 employees.

17 SECTION 3. [EFFECTIVE JULY 1, 1999] IC 33-19-2-6 and  
18 IC 33-19-3-8, both as added by this act, apply to expenses incurred  
19 after June 30, 1999.

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